

REMARKS

The present Amendment is submitted as raising no new issues, removing all objections, and placing the subject Application in condition for immediate allowance.

(1) Allowed Claim 23 is re-presented verbatim with the only change being the identifier "(New)" has been changed to read -(Previously submitted).

(2) With respect to former Claim 19, objected to but containing allowable subject matter, this claim has been rewritten with parent Claim 1 and intermediate Claim 18 and is presented as new Claim 26. Accordingly, this claim is fully allowable.

(3) With respect to former Claim 20, also objected to but containing allowable subject matter, this claim has been rewritten with parent Claim 1 and intermediate Claim 18 and is presented as New Claim 27. Accordingly, this claim is fully allowable.

(4) With respect to the objection of former Claim 15 regarding the recitation of "translucent material comprises at least two portions having different translucent properties" as not being shown in the Drawings, attention is respectfully called to FIG. 9

wherein the clear glass hurricane 40 is shown with a mid-portion 42 which is frosted; i.e., two clear portions and a frosted mid-portion which have different translucent properties. This claim language is also fully described on page 10, lines 5 - 12.

Accordingly, the claim language objected to is in the Specification and Drawings, as originally filed, such that the objection is clearly overcome. This allowable subject matter is presently included in new Claim 28 which has been re-written with Parent Claim 1.

5. Lastly, with respect to the objection that the Drawings do not show "means for rotating said candle about its vertical axis, as previously recited in former Claim 17, attention is called to FIG. 1 where candle 16 is supported by base 14 which rests on support 12. Applicant's Specification recites in lines 12 - 16 on page 14 that "the user may rotate the candle about its vertical axis as so to --." Hence, there is no further, specific "structure" which may be illustrated in the Drawings; i.e., the user simply rotates the candle (candle 16 in FIG. 14) in "candle base 14", or rotates the candle base on "support 12" as these terms are specifically recited in the last line on page 4 and the first line on page 5 of Applicant's Specification.

In addition, new Claim 29, which combines the subject matter of former Claims 1, 16 and 17, replaces the recitation of "means" with the recitation of being "rotatable" so as to clearly remove the objection in its entirety. And it will also be noted that Claim 29 recites the "vertically higher and lower relative portions" of the candle, per former intermediate Claim 16, which is the structural feature of Allowed Claim 23 per lines 13 - 15 on page 11 of the Office Action.

IN SUMMARY

The present Amendment cancels all Rejected Claims, only presents re-written claims containing Allowed or Allowable subject matter, and removes all objections regarding the Drawings.

Accordingly, no new issues are present, and the subject Application is in condition for immediate allowance.

Respectfully submitted,


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